

**UNITED STATES DISTRICT COURT
FOR THE EASTERN DISTRICT OF TEXAS
TYLER DIVISION**

ADJUSTACAM LLC,

Plaintiff,

vs.

AMAZON.COM, INC., ET AL.,

Defendants.

Case No. 6:10-CV-329-LED

JURY TRIAL DEMANDED

**UNOPPOSED MOTION FOR LEAVE TO FILE DECLARATION OF DEFENDANTS
NEWEGG INC. AND ROSEWILL INC. UNDER SEAL**

Pursuant to Local Rule CV-5(a)(7), Defendants Newegg Inc., Newegg.com Inc., and Rosewill Inc. (collectively, the “Newegg Defendants”) hereby move for leave to file the Declaration of Defendants Newegg Inc. and Rosewill Inc., in support of their Notice of Joinder in Defendants’ Motion for Partial Summary Judgment that Adjustacam is Not Entitled to Pre-Suit Damages Pursuant to 35 U.S.C. 287(a), under seal because it includes references to AdjustaCam LLC’s documents that have been marked as confidential and/or outside attorneys eyes only. The Plaintiff does not oppose this motion.

DATED THIS 8th day of August, 2011.

ZARIAN MIDGLEY & JOHNSON PLLC

By /s/ Christopher J. Cuneo

Christopher J. Cuneo (*Admitted E.D. Texas*)

John N. Zarian (*Admitted E.D. Texas*)

960 Broadway, Suite 250

Boise, Idaho 83706

Telephone: (208) 562-4900

Facsimile: (208) 562-4901

E-mail: cuneo@zarianmidgley.com

zarian@zarianmidgley.com

YARBROUGH WILCOX, PLLC

Trey Yarbrough, State Bar No. 22133500
Debby E. Gunter, State Bar No. 24012752
100 E. Ferguson Street, Ste. 1015
Tyler, Texas 75702
Telephone: (903) 595-3111
Facsimile: (903) 595-0191
E-mail: trey@yw-lawfirm.com
debby@yw-lawfirm.com

Attorneys for Defendants
Newegg Inc., Newegg.com Inc., and Rosewill Inc.

CERTIFICATE OF CONFERENCE

I HEREBY CERTIFY that I have complied with the meet and confer requirements in Local Rule CV-7(h), and this motion is unopposed. I conferred via electronic mail with John Edmonds on August 5, 2011 regarding this motion, and Mr. Edmonds confirmed that AdjustaCam does not oppose this Motion for Leave to File Under Seal.

/s/ Christopher Cuneo

Christopher Cuneo